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.7	BEFORE THE		
8	BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA		
10			
11	In the Matter of the Accusation Against: Case No. 2013 – 785		
12	DORA L. PINTO 2250 Holly Hall Drive #132		
13	Houston, TX 77054 A C C U S A T I O N		
14	Registered Nurse License No. 567453		
15	Respondent.		
16			
17	Complainant alleges:		
18	PARTIES		
19	1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her		
20	official capacity as the Executive Officer of the Board of Registered Nursing (Board),		
21	Department of Consumer Affairs.		
22	2. On or about June 14, 2000, the Board issued Registered Nurse License Number		
23	567453 to Dora L. Pinto (Respondent). The Registered Nurse License was in full force and effect		
24	at all times relevant to the charges brought herein and will expire on October 31, 2013, unless		
25	renewed.		
26	<u>JURISDICTION</u>		
27	3. This Accusation is brought before the Board under the authority of the following		
28	laws. All section references are to the Business and Professions Code unless otherwise indicated.		
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STATUTORY PROVISIONS

- 4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.
- 5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811(b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.
 - 6. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- "(a) Unprofessional conduct, which includes, but is not limited to, the following:
 - ••
- "(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action."

COSTS RECOVERY PROVISION

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

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CAUSE FOR DISCIPLINE

(Discipline by Another State)

- Respondent is subject to disciplinary action under Code section 2761, subdivision (a)(4) in that Respondent was disciplined by the Texas Board of Nursing. The circumstances are as follows:
- 9. On or about June 24, 1997, the Texas Board of Nursing issued License No. 641420 to Respondent to practice professional nursing.
- On or about July 31, 2012, Respondent entered into an Agreed Order with the Texas Board of Nursing whereby her professional nursing license was sanctioned subject to terms and conditions. The Agreed Order became effective on September 11, 2012.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 1. Revoking or suspending Registered Nurse License Number 567453, issued to Dora L. Pinto;
- 2. Ordering Dora L. Pinto to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
 - 3. Taking such other and further action as deemed necessary and proper.

ARCH 18, 2013

Executive Officer

Board of Registered Nursing Department of Consumer Affairs

State of California

Complainant

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